

HOUSE BILL No. 1443

DIGEST OF INTRODUCED BILL

Citations Affected: IC 8-10-5-8.5; IC 9-21-1-2; IC 9-23-3-0.5.

Synopsis: Transportation. Corrects various technical problems in the transportation law.

Effective: Upon passage.

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January 14, 2003, read first time and referred to Committee on Roads and Transportation.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1443

A BILL FOR AN ACT to amend the Indiana Code concerning transportation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 8-10-5-8.5, AS AMENDED BY P.L.170-2002,
2 SECTION 63, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: Sec. 8.5. Port authorities created in a county
4 having a population of more than four hundred thousand (400,000) but
5 less than seven hundred thousand (700,000), shall have all the powers
6 of port authorities provided under ~~IC 8-10-5-8~~ **section 8 of this**
7 **chapter** except the power to exercise eminent domain as provided in
8 section 8(8) of this chapter in any city having a population of:

- 9 (1) more than seventy-five thousand (75,000) but less than ninety
10 thousand (90,000); or
11 (2) more than thirty-two thousand (32,000) but less than
12 thirty-two thousand eight hundred (32,800).

13 SECTION 2. IC 9-21-1-2 AS AMENDED BY P.L.128-2002,
14 SECTION 1, AND AS AMENDED BY P.L.143-2002, SECTION 5, IS
15 AMENDED AND CORRECTED TO READ AS FOLLOWS
16 [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) *Except as provided in*
17 *section 3.5 of this chapter*, a local authority may adopt by ordinance



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1 additional traffic regulations with respect to ~~streets, and~~ highways
 2 under the authority's jurisdiction. An ordinance adopted under this
 3 subsection may not conflict with or duplicate a statute.

4 (b) *After a request has been made at a public meeting or by*
 5 *certified mail to the legislative body (as defined in IC 36-1-2-9) from*
 6 *the property owner, a local authority may adopt by ordinance*
 7 *additional traffic regulations with respect to a private road within the*
 8 *authority's jurisdiction. The ordinance:*

9 (1) *must require a contractual agreement between the local*
 10 *authority and property owner of the private road setting forth the*
 11 *terms and responsibilities of the additional traffic regulations;*

12 (2) *must require the contractual agreement required under*
 13 *subdivision (1) to be recorded after passage of the ordinance in*
 14 *the office of the recorder of the county in which the private road*
 15 *is located; and*

16 (3) *may not conflict with or duplicate state law.*

17 (c) A fine assessed for a violation of a traffic ordinance adopted by
 18 a local authority may be deposited into the general fund of the
 19 appropriate political subdivision.

20 SECTION 3. IC 9-23-3-0.5, AS ADDED BY P.L.78-2002,
 21 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 22 UPON PASSAGE]: Sec. 0.5. As used in this chapter, "uniform time
 23 standards manual", for purposes of ~~IC 9-23-3-14(c)~~, **section 14(c) of**
 24 **this chapter**, means a schedule established by a manufacturer or
 25 distributor setting forth the time allowances for the diagnosis and
 26 performance of warranty work and service.

27 SECTION 4. **An emergency is declared for this act.**

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